

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

v.

DUSTIN HURLBURT,

Defendant.

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04-CR-146-A

**SUPPLEMENTAL STATEMENT OF THE GOVERNMENT**  
**WITH RESPECT TO SENTENCING FACTORS**

The Presentence Report was revised on March 25, 2005. The government has no objections to the report, as revised.

DATED: Buffalo, New York, April 12 , 2005.

Respectfully submitted,

MICHAEL A. BATTLE  
United States Attorney

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United States Probation Department  
Attn: Diane Root  
U.S. Probation Officer

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DUSTIN HURLBURT,	:	
	:	
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_____	:	

**CERTIFICATE OF SERVICE**

I hereby certify that on April 12 , 2005, I electronically filed the **Supplemental Statement of the Government With Respect to Sentencing Factors** with the Clerk of the District Court by using its CM/ECF system, which would then electronically notify the following CM/ECF participants on this case:

1. Joel L. Daniels, Esq.
2. Diane Root  
U.S. Probation Officer

s/SUZANNE V. BUFFAMANTI